Government of Kerala
1975

Reg. No. K. 107.

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XX] Trivandrum, Friday, 21st February 1975 / 2nd Phalguna 1896 [No. 90

GOVERNMENT OF KERALA

Home (SS) Department

NOTIFICATION

No. 6391/SS4/75/Home. *Dated, Trivandrum, 20th February 1975.*

S. R. O. No. 167/75.—In exercise of the powers conferred by Section 3 of the Commission of Inquiry Act, 1952 (Central Act LX of 1952), the Government of Kerala hereby make the following amendment to the notification issued under G. O. (Rt) 1580/74/Home dated 12th September 1974, of the Home (SS) Department and published in the Kerala Gazette Extra-ordinary No. 651 dated 12th September 1974, as subsequently amended, namely:—

AMENDMENT

In the said notification, as subsequently amended, for the words and figures "The report should be submitted to Government on or before 28th February 1975" the following shall be substituted, namely:—

"The report should be submitted to Government on or before 31-5-1975".

By order of the Governor,

S. NARAYANASWAMY,

Special Secretary to Government.

33/522/MC.

Explanatory Note

It is considered necessary to extend the term of the Commission of Inquiry appointed in G. O. (Rt) 1580/74/Home dated 12-9-1974 to enquire into the incidents led to police firing at Kottakakom, Trivandrum for a period upto 31-5-1975. The above notification is issued with a view to achieve the above object.

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TRIVANDRUM, 1975.

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EXTRAORDINARY

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SECRETARIAT OF THE KERALA LEGISLATURE

NOTIFICATION

No. 1283/LA4/75. *Dated, Trivandrum, 21st February, 1975.*

The following Bill together with the Statement of Objects and Reasons, and Financial Memorandum is published, under Rule 67 of the Rules of Procedure and Conduct of Business in the Kerala Legislative Assembly.

DR. R. PRASANNAN,
Secretary,
Legislative Assembly.

PRINTED AND PUBLISHED BY THE S.G.P. AT THE GOVERNMENT PRESS, TRIVANDRUM, 1975

Fourth Kerala Legislative Assembly
Bill No. 214

THE JENMIKARAM PAYMENT (ABOLITION) AMENDMENT BILL, 1975

A

BILL

to amend the Jenmikaram Payment (Abolition) Act, 1960.

Preamble.—WHEREAS it is expedient to amend the Jenmikaram Payment (Abolition) Act, 1960, for the purposes hereinafter appearing;

BE it enacted in the Twenty-sixth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Jenmikaram Payment (Abolition) Amendment Act, 1975.

(2) It shall come into force at once.

2. *Amendment of section 4.*—In sub-section (1) of section 4 of the Jenmikaram Payment (Abolition) Act, 1960 (3 of 1961) (hereinafter referred to as the principal Act), in the last sentence, for the words "and interest thereon shall be payable", the words, figures and letter "and, subject to the provisions of section 13A, interest thereon shall be payable" shall be substituted.

3. *Insertion of new section 13A.*—After section 13 of the principal Act, the following section shall be inserted, namely:—

"13A. *Deposit when compensation not received by jenmi.*—(1) Notwithstanding anything contained in sub sections (1) and (2) of section 13, where the compensation is not received by the person entitled thereto within a period of one year from the date on which the compensation roll has become final, the Compensation Officer shall serve or cause to be served on such person a notice calling upon him to appear before the Compensation Officer or such other officer as may be specified in the notice and receive payment of the compensation due to him within such time, not being less than thirty days from the date of service of the notice, as may be specified in the notice.

(2) Where the person entitled to receive the compensation does not appear before the officer specified in the notice under sub-section (1) and receive the compensation within the time specified in the notice, the amount of compensation shall be deposited in the Government treasury under Revenue Deposit, together with interest accrued due on such amount from the appointed day till the date of such deposit.

(3) Where the amount of compensation is deposited under sub-section (2), no interest shall accrue on such amount from the date of such deposit.".

STATEMENT OF OBJECTS AND REASONS

According to sub-section (1) of section 4 of the Jenmikaram Payment (Abolition) Act, 1960 (3 of 1961), compensation payable to jenmies other than religious or charitable institutions of a public nature shall be deemed to have accrued due from the appointed day (23-2-1961) and interest thereon shall be payable at the rate of 4 per centum per annum from the appointed day till the date of payment of compensation in case the compensation is paid in cash or till the redemption of bonds, if the compensation is paid in Government bonds. In a large number of cases, compensation determined under the Act could not be paid to the jenmies since they did not turn up to receive the compensation including interest, inspite of notices served on them. The delay on the part of the jenmies to receive the compensation results in loss to the Government by way of payment of interest as required by sub-section (1) of section 4 of the Act. It is considered that Government should not be made liable to pay interest due to no default on their part. It is therefore proposed to stop accrual of interest in such cases by suitably amending the Jenmikaram Payment (Abolition) Act, 1960.

2. The Bill is intended to achieve the above object

FINANCIAL MEMORANDUM

The Bill, if enacted and brought into operation, would not involve any expenditure from the Consolidated Fund of the State.

BABY JOHN

Government of Kerala
1975

Reg. No. K. 107.

KERALA GAZETTE

EXTRAORDINARY

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GOVERNMENT OF KERALA

Public Works (Transport-B) Department

NOTIFICATION

G.O. Rt. No. 200/75/PW. *Dated, Trivandrum, 15th February 1975.*

Whereas in exercise of the powers conferred by clause (1) of Article 258 of the Constitution, the President has, in Notification No. 2/4/63/Judl. II dated 31-5-1963 entrusted the Government of Kerala with their consent the functions of the Central Government, under the Kerala Land Acquisition Act, 1961 (Act 21 of 1962), in relation to the acquisition of land for the purpose of the Union in this State;

And whereas it appears to the Government of Kerala that the land specified in the Schedule below is needed or is likely to be needed for a public purpose to wit for doubling rail track between Mullurkara and Wadakkancherry notice to that effect is hereby given to all whom it may concern in accordance with the provisions of Section 3 (1) of the said Act. Under sub-section 4 of Section 19 of the said Act the Government direct that in view of the urgency of the case the provisions of section 5 of the Act hall not apply in the case.

ഭരണഘടന 258—ാം വകുപ്പ് (1)—ാം ഖണ്ഡത്താൽ നൽകപ്പെട്ട അധികാരങ്ങൾ വിനിയോഗിച്ച് രാഷ്ട്രപതി യൂണിയന്റെ ആവശ്യങ്ങൾക്കായി കേരള സംസ്ഥാനത്ത് ഭൂമി വിലയ്ക്കെടുക്കുന്നതു സംബന്ധിച്ചിടത്തോളം 1961-ലെ കേരളാ സ്ഥലമെടുപ്പ് ആക്ട് (1962-ലെ 21—ാം ആക്ട്) പ്രകാരം കേന്ദ്ര

ഗവൺമെൻറിന്റെ പ്രവൃത്തികൾ 31-5-1963-ാം തീയതിയിലെ 2/4/63 ജുഡീഷ്യൽ II-ാം നമ്പർ പരസ്യപ്രകാരം കേരള ഗവൺമെൻറിനെ ആ ഗവൺമെൻറിന്റെ സമ്മതത്തോടുകൂടി ഭരമേൽപ്പിച്ചിരിക്കയാലും;

താഴെ കാണിച്ചിരിക്കുന്ന പട്ടികയിൽ വിവരിച്ചിട്ടുള്ള ഭൂമി ഒരു പൊതുകാര്യത്തിന്, അതായത് മുള്ളൂർക്കരയ്ക്കും വടക്കാഞ്ചേരിക്കും ഇടയ്ക്ക് റയിൽവേ പാത ഇരട്ടിപ്പിക്കുന്നതിന് ആവശ്യമുണ്ടെന്നോ, ആവശ്യമുണ്ടാകാനിടയുണ്ടെന്നോ കേരള ഗവൺമെൻറിന് തോന്നുന്നതിനാലും അതിനുള്ള നോട്ടീസ് അതു സംബന്ധിക്കുന്ന എല്ലാവർക്കും മേപ്പടി ആക്റ്റ് 3(1) എന്ന വകുപ്പിലെ വ്യവസ്ഥകളനുസരിച്ച് ഇതിനാൽ നൽകിയിരിക്കുന്നു. പ്രസ്തുത ആക്ട് 19-ാം വകുപ്പ് 4-ാംഉപ വകുപ്പുപ്രകാരം സംഗതിയുടെ അടിയന്തിരാവശ്യം പരിഗണിച്ച് പ്രസ്തുത ആക്ട് 5-ാം വകുപ്പിലെ വ്യവസ്ഥകൾ ഈ സംഗതിയിൽ ബാധകമല്ലെന്ന് ഗവൺമെൻറ് ഇതിനാൽ നിർദ്ദേശിക്കുന്നു.

SCHEDULE

District.—Trichur. Taluk.—Talappilly.

Village.—Enkakkad. Block No. 62

(The extent given is approximate)

Serial No.	*Survey No.*	*Description*	*Extent in Hectares.*
1	295/1 Part	Dry (Now wet)	0.0060
2	295/2 ,,	Dry (Now wet)	0.0200
			0 0260

By order of the Governor,

T. S. RAMAKRISHNAN,
Joint Secretary to Government.

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